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3731

T-903 P.001 F-818

MAY 18 2004

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**REGISTERED PATENT AGENT

OUR FILE NO.
MCRVT-023C

FACSIMILE COVER SHEET

Date: May 18, 2004

To: Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Facsimile: 703-872-9306

Re: U.S. Patent Application No. 09/758,832
Applicant: Horton
Title: Insitu Formable and Self-Forming Intravascular Flow Modifier (IFM), Catheter
and IFM Assembly and Method for Deployment of Same

From: Robert D. Buyan

Total Number of Pages: 30 (including this form). Please notify us immediately if you have not received all pages.

Message:

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence for Serial No. 09/758,832 is being facsimile transmitted to the Mail Stop Amendment, Commissioner for Patents at (703) 872-9306 on May 18, 2004.

Name of person sending facsimile: Robert D. Buyan

Signature: 

Reg. No. 32,460

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Attorney Docket No.: MCRVT-023C

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Horton)	
)	Art Unit: 3731
Application No. 09/758,832)	
)	Examiner: Thaler, M.
Filed: January 11, 2001)	
)	
For: Insitu Formable and Self-Forming)	
Intravascular Flow Modifier (IFM),)	
Catheter and IFM Assembly, and Method)	
for Deployment of Same)	

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Transmittal Letter

Dear Sir:

- ☒ In accordance with Rule 136, the Commissioner is hereby petitioned for a **three (3)** month extension of time, extending to **May 18, 2004** the period for response to the Office action dated **June 23, 2004**. The Commissioner is authorized to deduct fees from Deposit Account No. 50-0878.
- ☐ Enclosed is a certified copy of Serial No. _____ from which priority is claimed in the subject case pursuant to 37 CFR § 1.55b and 35 U.S.C. § 119.
- ☐ Enclosed is an Assignment of the invention to [Assignee], including a cover sheet and Check No. [Assignment Check No.] for \$40.
- ☐ A Declaration of Inventorship and Limited Power of Attorney is enclosed.
- ☒ Enclosed is a Declaration of Jay Alan Lenker, Ph.D. Pursuant to 37 C.F.R. § 1.132
- ☒ Enclosed herewith is a amendment/response for filing in relation to the above-identified application. Entry and consideration of this amendment/response is requested.

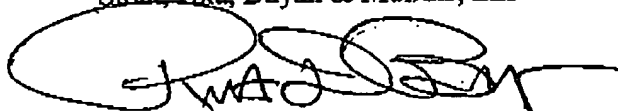
- ☐ Check No.---- is enclosed covering the additional filing fees in the amount of \$0.00, with the fees calculated as follows:

	(Col. 1) Claims Remaining After Amendment	(Col. 2) Highest No. Previously Paid For	(Col. 3) Present Extra	Small Entity Additional Rate Fee	Other than a Small Entity Additional Rate Fee
Total claims	16	- 20 =	0	x 9 \$	Or x 18 \$
Independent claims	2	- 2 =	0	x 42 \$	Or x 84 \$
First presentation of multiple dependent claims				+ 140 \$	Or + 280 \$
				Total \$	Or Total \$

- ☒ The Commissioner is hereby authorized to charge any underpayment and credit any overpayment of the filing fees required under 37 CFR § 1.16 and any patent application processing fees required under 37 § CFR 1.17 to Deposit Account No. 50-0878.

Respectfully submitted,
Stout, Lix, Buyan & Mullins, LLP

Date: May 18, 2004


Robert D. Buyan, Reg. No. 32,460

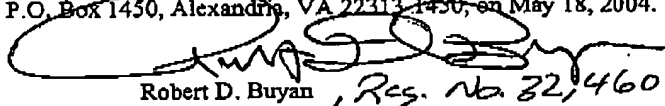
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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being transmitted by facsimile to (703) 872-9306 addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on May 18, 2004.

Dated: May 18, 2004

By:


Robert D. Buyan, Reg. No. 32,460

MAY-18-04 07:55PM FROM-Rob

T-903 P.004 F-818

MAY 18 2004

Appl. No. 10/151,350
Reply to Office Action of November 18, 2003

OFFICIAL

Attorney Docket No. MCRVT-023C

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Horton, et al.)

Art Unit: 3731

Application No. 09/758,832)

Examiner: Thaler, M.

Filed: January 11, 2001)

For: Insitu Formable and Self-Forming)
Intravascular Flow Modifier (IFM) and)
IFM Assembly for Deployment of Same)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT

Sir:

In response to the Office Action dated November 18, 2003, please amend the above-identified application as follows:

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims begins on page 3 of this paper.

Remarks/Arguments begin on page 16 of this paper.